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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Reissue Patent Application for
Patent No. 5,979,350 of:

BORDEN M. LARSON ET AL.

Serial No. 09/613,154

Filing Date: June 30, 2000

For: **WATER SPORT TOWING APPARATUS
AND METHOD**

REISSUE LITIGATION

Examiner: Stephen Avila

Art Unit: 3612

Asst. Commissioner for Patents
Washington, D.C. 20231

Sir:

**APPLICANT'S RESPONSE TO APRIL 24, 2001,
OFFICE ACTION (PAPER NO. 8)**

Applicant submits the following remarks in full response to the Examiner's April 24, 2001, Office Action.

REMARKS

Applicant notes with appreciation that the Examiner has fully considered the prior art listed in the Protest and found that the patented claims define over the listed art.

Applicant respectfully requests reconsideration of the rejection of Claims 1-49 as being based upon a defective reissue declaration under 35 USC § 251 for the following reasons:

MPEP 201.08 states that: